

JC376 U.S. PTO
02/27/02

Patent
Attorney's Docket No. 032796-090

JC828 U.S. PTO
10/08/2002
02/27/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

UTILITY PATENT
APPLICATION TRANSMITTAL LETTER

Box PATENT APPLICATION
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Enclosed for filing is the utility patent application of Qiandong ZENG, Marco M. KESSLER, and Guillaume COTTAREL for SYSTEMATIC DISCOVERY OF NEW GENES AND GENES DISCOVERED THEREBY.

Applicant(s) hereby request(s) that the above-captioned application NOT BE PUBLISHED under 35 U.S.C. § 122(b) and 37 C.F.R. § 1.211. The undersigned hereby certifies that the invention disclosed in this application has not and will not be the subject of an application filed in another country, or under a multilateral international agreement, that requires publication at eighteen months after filing.

Applicant(s) suggest(s) Figure 1 for inclusion on the front page of the patent application publication and patent.

Also enclosed are:

8 sheet(s) of formal informal drawing(s);
 a claim for foreign priority under 35 U.S.C. §§ 119 and/or 365 is hereby made to filed in on ;

in the declaration;

a certified copy of the priority document;
 a General Authorization for Petitions for Extensions of Time and Payment of Fees;
 an Assignment document;
 an Information Disclosure Statement;
 a patent application data sheet; and

Other: Sequence Listing submitted on CD-ROM (3 copies):

Declaration Pursuant to 37 C.F.R. § 1.821-1.825.

An executed unexecuted declaration of the inventor(s)
 also is enclosed will follow.
 Small entity status is hereby claimed.
 Please amend the specification by inserting before the first line the sentence:
-This application claims priority under 35 U.S.C. §§ 119 and/or 365 to
filed in on ; the entire content of which is hereby incorporated by
reference.--


21839

The specification has been amended at the first line to read:
--This application claims priority under 35 U.S.C. § 119 to U.S. Provisional Application Nos. 60/271,406 entitled Systematic Discovery of New Genes filed February 27, 2001 and 60/333,726 entitled Systematic Discovery of new Genes and Genes Discovered Thereby and filed on November 29, 2001, the entire content of which are hereby incorporated by reference in their entirety.--.

Please amend the specification by inserting before the first line the sentence:
--This application is a continuation of International Application No. __ filed on __, which International Application [] was [] was not published by the International Bureau in English on __.--.

The filing fee has been calculated as follows [] and in accordance with the enclosed preliminary amendment:

C L A I M S					
	NO. OF CLAIMS		EXTRA CLAIMS	RATE	Fee
Basic Application Fee					\$740.00 (101)
Total Claims	59	MINUS 20 =	39	× \$18.00 (103) =	702.00
Independent Claims	11	MINUS 3 =	8	× \$84.00 (102) =	672.00
If multiple dependent claims are presented, add \$280.00 (104)					
Total Application Fee					2,114.00
If small entity status is claimed, subtract 50 % of Total Application Fee					1,057.00
Add Assignment Recording Fee \$40.00 (581) if Assignment document is enclosed					
TOTAL APPLICATION FEE DUE					1,057.00

This application is being filed without a filing fee. Issuance of a Notice to File Missing Parts of Application is respectfully requested.

A check in the amount of \$ _____ is enclosed for the fee due.

Charge \$ 1,057.00 to Deposit Account No. 02-4800 for the fee due.

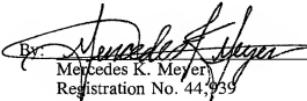
The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Please address all correspondence concerning the present application to:

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Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.


By: _____
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Date: February 27, 2002

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